



PATENT  
Attorney Docket No. 58982.000010  
January 19, 2006

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application Number : 09/767,680 Confirmation No.: 4425  
Applicant : Asger GEPPEL *et al.*  
Filed : January 24, 2001  
Title : PORPHYRIN CONTAINING LACTIC ACID BACTERIAL CELLS  
AND USE THEREOF  
TC/Art Unit : 1656  
Examiner: : Chih-Min KAM, Ph.D.  
  
Docket No. : 58982.000010  
Customer No. : 21967

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION FOR EXTENSION OF TIME, RESPONSE,**  
**SUBMISSION OF DECLARATION UNDER 37 C.F.R. § 1.132,**  
**AMENDMENT AND REQUEST FOR CONTINUED**  
**EXAMINATION (RCE) UNDER 37 C.F.R. § 1.114**

Sir,

The following remarks are submitted pursuant to, and concurrently with, a Request for Continued Examination (“RCE”) under 37 C.F.R. § 1.114, and are responsive to the final Office Action dated April 19, 2005 (Paper No. 11192004) (hereinafter “the Office Action”) in the subject application.

**PETITION FOR EXTENSION OF TIME**

Applicants respectfully petition for a one (1) month extension of time within which to submit a response, thereby extending the period within which to file a response up to and including January 19, 2006. Applicants previously submitted a Notice of Appeal with the

01/20/2006 SZENDIE1 00000021 09767680

02 FC:1251

120.00 0P

requisite fee on October 19, 2005. Accordingly, this RCE and Response submission is timely filed within the paid-for extension of time.

A check in the amount of \$910.00 is included herewith to cover the fee for submission of the request for continued examination (RCE) under 37 C.F.R. § 1.17(e) and the one month extension of time fee under 37 C.F.R. § 1.17(a)(1). It is believed that no other fees are required for entry of the RCE and Response, but should any fees be necessary, the Director is authorized to charge such fees to Deposit Account No. 50-0206.

In response to the Office Action, please consider the following remarks.

**AMENDMENTS**

Responsive to the Office Action, please amend the above-captioned application as set forth below.

**Amendments to the Claims** begin on page 3 of this paper.

**Remarks** begin on page 9 of this paper.